

# **Exhibit G**

FUG

001 CC

601478

**CRIMINAL DOCKET**

COUNTY COURT AT LAW # \_\_\_\_\_ BEXAR COUNTY, TEXAS  
 GERARD RICKHOFF  
 BEXAR COUNTY CLERK

VS THE STATE OF TEXAS  
 CRANTU, MELODY JOY

04/01/18 HARRISMENT

CC# CRUSE: 601478 TYPE: MB

SID: 1108267 JN: 1876113 DOB: 01/20/76

(A)

ATTORNEY: Leticia EfronBAR NO: 06476020 PH#: (210) 264-1645ATTORNEY: CD-Lind Mark Steiner 855-7777 (FAX)BAR NO: 19184208 PH#: \_\_\_\_\_

ASST DA \_\_\_\_\_

BAR # \_\_\_\_\_

COURT REPORTER: \_\_\_\_\_

COURT COST: \_\_\_\_\_

WARRANTS: \_\_\_\_\_

SUBPOENAS: \_\_\_\_\_

JURY FEE: \_\_\_\_\_

PR BOND FEE: \_\_\_\_\_

ATTY FEES: \_\_\_\_\_

TOTAL: \_\_\_\_\_

PENDING CASES: \_\_\_\_\_

JAIL TIME CREDIT: \_\_\_\_\_

DATE FILED: NOV 20 2018 CAPIAS  
 ISSUED: NOV 20 2018

RIGHT THUMB SIGNATURE

DATE	ORDERS OF THE COURT
12/21/18	Notice of Entry of Appearance as Retained Counsel (ar)
01-17-19	Notice, W. Rescinded Counsel (ar)
1-22-19	NIS 3-11-19 ST PMS
02/04/19	Motion EFiled (ar)
2-8-19	NIS 4-8-19 ST PMS
2-26-19	Notice of Appearance as Retained Counsel w/ Lodging Efron - E-Filed
APR 03 2019	RS 6/24/19 JT/0450 (ar)
JUN 18 2019	N/A order MD & 6/14 Defendant + Counsel by order of court including E-Filed
JUN 24 2019	ST NIS 11/15 ST 10194 Specifier (ar)
JUN 24 2019	NIT 190 Set aside testimony for lack of speedy trial & grand jury

150728

GUERRA 000952

STATE OF TEXAS

VS.

MELODY JOY CANTU

*Wolfe*  
FILED IN MY OFFICE  
CAUSE NO. 601478 LARK  
COUNTY CLERK BEXAR CO.  
2019 JUN 24 PM 3:05 BEXAR COUNTY COURT

AT LAW NUMBER SIX

BEXAR COUNTY, TEXAS

**MOTION TO SET ASIDE INFORMATION FOR FAILURE TO AFFORD  
CONSTITUTIONAL RIGHT TO SPEEDY TRIAL**

TO THE HONORABLE JUDGE OF SAID COURT:

Melody Joy Cantu, pursuant to the Sixth and Fourteenth Amendments to the United States Constitution, Article I, § 10 of the Texas Constitution, and articles 1.03, 1.04 and 1.05 of the Texas Code of Criminal Procedure, moves the Court to set aside the information for failure to afford the defendant a speedy trial, and shows the following in support:

I.

The information in this case was filed on November 20th, 2018, and purports to allege an offense that occurred on or about April 1, 2018..

II.

There are no satisfactory reasons for the delay in bringing defendant to trial. Ms. Cantu and undersigned counsel appeared in Court on April 3, 2019 and counsel and the prosecutor conferred and advised the Court that both sides would benefit from a lengthy reset in order to investigate the merits of the case. The Court gave a reset until June 24, 2019, which is considerably longer than usual, for the investigation to continue. On June 24, 2019, the State announced "not ready." If there was a written motion for continuance, counsel has

not seen it. The prosecutor orally announced that his office was still issuing subpoenas in an effort to prove this case, or some other unspecified case or cases. Counsel objected to a reset orally, pointing out that the State could not prove this case, now, or ever, and this Court suggested that a motion to dismiss for want of a speedy trial should be filed.

III.

The defendant has never waived her right to a speedy trial. Indeed, on January 17, 2019, Loraine Efron requested discovery on behalf of Ms. Cantu, and in that request, also a speedy trial.

IV.

The offense allegedly occurred on or about April 1, 2018, well beyond the 8 months necessary to show presumptive prejudice. Leaving this case pending will cause Ms. Cantu actual prejudice, specifically, anxiety, concern, and loss of productivity.


V.

All four of the balancing factors identified in *Barker v. Wingo*, 407 U.S. 514, 530, 92 S. Ct. 2182, 2192, 33 L. Ed. 2d 101 (1972), favor Ms. Cantu, and militate in favor of dismissal. *See Gonzales v. State*, 435 S.W.3d 801, 809 (Tex. Crim. App. 2014).

WHEREFORE, PREMISES CONSIDERED, the defendant respectfully prays that this Court set the matter for a hearing and, after said hearing, that the Court order this information set aside.



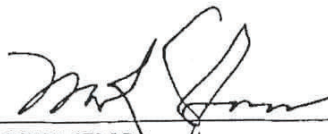
Respectfully submitted:

  
\_\_\_\_\_  
/s/  
MARK STEVENS  
310 S. St. Mary's Street  
Tower Life Building, Suite 1920  
San Antonio, TX 78205-3192  
(210) 226-1433  
State Bar No. 19184200

Attorney for Defendant

**CERTIFICATE OF SERVICE**

I certify that a copy of Motion To Set Aside Information For Failure To Afford Constitutional Right To Speedy Trial has been delivered to the District Attorney's Office, 300 Dolorosa, San Antonio, TX , on this the 24th day of June, 2019.


  
\_\_\_\_\_  
/s/  
MARK STEVENS

**ORDER**

On this the \_\_\_\_\_ day of JUN 24 2019, 2019, came on to be heard defendant's Motion to Set Aside the Information For Failure to Afford Constitutional Right to a Speedy Trial, and said motion is hereby

  
(GRANTED)

(DENIED)

  
\_\_\_\_\_  
JUDGE PRESIDING